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APR 22 1999

In re Application of  
Randall H. Jamail  
Application No. 08/702,293  
Filed: August 20, 1996

SPECIAL PROGRAMS OFFICE  
DAC FOR PATENTS  
ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed March 25, 1998, to revive the above-identified application. The Office sincerely apologizes for the delay in responding to the instant petition and the inconvenience caused petitioner by this delay.

The petition is **GRANTED**.

This application became abandoned for failure to timely pay the issue fee on or before September 6, 1997. The Notice of Allowability, mailed June 6, 1997, also required the submission of formal drawings on or before September 6, 1997. This application became abandoned September 9, 1997. The Notice of Abandonment was mailed March 5, 1998.

The statement of unintentional delay presented in the petition does not comply with the current rule. Effective December 1, 1997, 37 CFR 1.137(b)(3) requires a statement that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional" be submitted. However, the statement presented will be accepted and construed as meaning that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional." If this is an incorrect interpretation in view of the rules, petitioner is required to provide a statement to that effect.

The petition fee in the amount of \$ 660.00, the issue fee in the amount of \$ 660.00, and \$30.00 for ten advance copies have all been posted to the PTO finance records.

This application is being forwarded to the Drafting Branch within the Publishing Division for review of the drawings filed March 25, 1998.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Patricia FL Faison at (703) 305-4497.

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